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Attorneys for Defendants and Third-Party Plaintiffs CARL D. and DOROTHY OPPERUD

UNITED STATES DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA

NEVA LEMA,  
  
 Plaintiff,

CASE NO. 2:08-CV-00271-FCD-KJN  
 Civil Rights

v.

**ORDER FOR REFERRAL TO MAGISTRATE  
 JUDGE FOR SETTLEMENT CONFERENCE;  
 AND TO ENLARGE SCHEDULING ORDER  
 DATES**

CARL D. and DOROTHY OPPERUD,  
 and DOES 1 through 15,  
 Inclusive,

Defendants.

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**TO THE COURT:**

The last status report advised of the untimely death of defendant CARL D. OPPERUD, and the complications on this case imposed by his probate and a possible reorganization. Since that time, the parties have significantly advanced the case toward resolution while taking into account these complications. To assist final resolution, the parties seek referral to a further

settlement conference before the assigned magistrate judge, the Honorable Kendall J. Newman (waivers have previously been filed). The parties need significant assistance. Resolution may involve using real property as consideration. Moreover, certain ethical conflicts between counsel and parties would be inherent in this type of transaction. Full advisement and disclosure on the record will assist this process.

To preserve the scarce resources now available to the case and advance these settlement efforts, the parties request a further extension of deadlines as follows:

Discovery Deadline:	June 30, 2010
Expert Disclosure Due:	June 15, 2010
Supplemental Disclosures:	June 30, 2010
Expert Discovery Deadline:	August 15, 2010

**SO STIPULATED.**

Dated: May 3, 2010

TIMOTHY S. THIMESCH

By: /s/ SIGNATURE AUTHORIZED  
Attorneys for Plaintiff NEVA LEMA  
and Cross-Defendant CLYDE LEMA

Dated: May 3, 2010

MCNAMARA, DODGE, NEY, BEATTY,  
SLATTERY, PFALZER, BORGES &  
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By: /s/ SIGNATURE AUTHORIZED  
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CARL D. OPPERUD and DOROTHY J.  
OPPERUD

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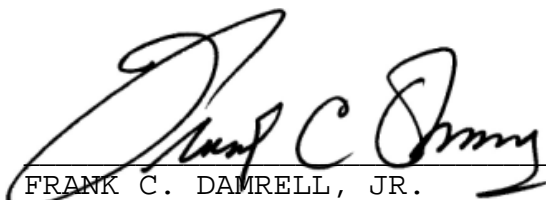
**ORDER**

A Settlement Conference is hereby set for **June 28, 2010 at 9:00 AM** in Courtroom #25 before **Magistrate Judge Kendall J. Newman**. Within seven (7) days from this order, the parties shall file waivers of disqualification, pursuant to Local Rule 270(b). Furthermore, the parties are directed to exchange non-confidential settlement conference statements seven (7) days prior to the settlement conference. These statements shall simultaneously be delivered to the Court. If a party desires to share additional confidential information with the settlement judge, the filing party may do so pursuant to the provisions of Local Rule 270(b) and (e).

The Court also modifies the Pretrial Scheduling Order as follows:

Discovery Deadline:	June 30, 2010
Expert Disclosure Due:	June 15, 2010
Supplemental Disclosures:	June 30, 2010
Expert Discovery Deadline:	August 15, 2010
<b>Dispositive Motion Deadline:</b>	<b>October 22, 2010</b>
<b>Final Pretrial Conference:</b>	<b>January 7, 2011 at 2:30 PM</b>
<b>Jury Trial:</b>	<b>March 15, 2011 at 9:00 AM</b>

Dated: May 4, 2010

  
FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE